

DECLARATION

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

ONE BUTTON EXTERNAL BACKUP

Attorney Docket No. 3123-514-1 (043886-0204)

the specification of which (check one)

 is attached hereto.

 X was filed on September 5, 2003, as United States Application No. or PCT International Application No. 10/511,131 and was amended on (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and

have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/408,690	September 6, 2002

I HEREBY CLAIM the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number
	PCT/US03/27853	September 6, 2002	

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1-00
 Name of first inventor: John Hamer
 Residence: Cupertino, CA
 Citizenship: United States
 Post Office Address: 10310 Lockwood Drive, Cupertino, CA 95014
 Inventor's signature: *John Hamer* **CA**
 Date: 7-22-05

Name of second inventor: James McGrath
Residence: Mountain View, CA
Citizenship: United States
Post Office Address: 436 Whisman Park Drive, Mountain View, CA 94043
Statement on behalf of second inventor James McGrath I, Kathleen Fitzgerald, sister of James McGrath, am signing this declaration as the legal representative of Mr. McGrath. The foregoing statements in this declaration are made based on information and belief of the undersigned.
Residence: Centennial, CO
Post Office Address: 1526 East Jamison Place, Centennial, CO 80122
Signature:
Date:

Name of third inventor: Patrick Weiher
Residence: Los Altos, CA
Citizenship: United States
Post Office Address: 1236 Lisa Lane, Los Altos, CA 94024
Inventor's signature:
Date:

Name of fourth inventor: James Lin
Residence: San Jose, CA
Citizenship: United States
Post Office Address: 1481 N. First St., # 3, San Jose, CA 95112
Inventor's signature:
Date:

Name of fifth inventor: Michael Webster
Residence: San Jose, CA
Citizenship: United States
Post Office Address: 1777 Braddock Ct., San Jose, CA 95125
Signature:
Date:

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Rec'd PCT/PTO 02 AUG 2005

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60/408,690	September 6, 2002

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number
	PCT/US03/27853	September 6, 2002	

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Name of first inventor: John Hamer
 Residence: Cupertino, CA
 Citizenship: United States
 Post Office Address: 10310 Lockwood Drive, Cupertino, CA 95014
 Inventor's signature:
 Date:

Name of second inventor: James McGrath
Residence: Mountain View, CA
Citizenship: United States
Post Office Address: 436 Whisman Park Drive, Mountain View, CA 94043
Statement on behalf of second inventor James McGrath: I, Kathleen Fitzgerald, sister of James McGrath, am signing this declaration as the legal representative of Mr. McGrath. The foregoing statements in this declaration are made based on information and belief of the undersigned.
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Signature:
Date:

2-00
Name of third inventor: Patrick Weiher
Residence: Los Altos, CA
Citizenship: United States
Post Office Address: 1236 Lisa Lane, Los Altos, CA 94024 CA
Inventor's signature: Patrick M. Weiher
Date: 7/14/05

3-00
Name of fourth inventor: James Lin
Residence: San Jose, CA
Citizenship: United States
Post Office Address: 1481 N. First St., # 3, San Jose, CA 95112 CA
Inventor's signature: James Lin
Date: 7/14/2005

4-00
Name of fifth inventor: Michael Webster
Residence: San Jose, CA
Citizenship: United States
Post Office Address: 1777 Braddock Ct., San Jose, CA 95125 CA
Signature: Michael Webster
Date: 7-14-2005

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Rec'd PGT/TO

02 AUG 2005

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Kathleen Fitzgerald CO
7/11/05

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